

TRANSMITTAL LETTER TO THE  
UNITED STATES RECEIVING OFFICE

Date	
International Application No.	10/528286
Attorney Docket No.	1440-39

## I. Certification under 37 CFR 1.10 (if applicable)

ED 317331305 US
Express Mail mailing number

11 February 2005
Date of Deposit

I hereby certify that the application/correspondence attached hereto is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop PCT, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.


Signature of person mailing correspondence

John Lezdey
Typed or printed name of person mailing correspondence

II. ☒ New International Application

TITLE	Hybrid Optical Disc Utilizing a DVD and a CD Layer
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Earliest priority date (Day/Month/Year)

**SCREENING DISCLOSURE INFORMATION:** In order to assist in screening the accompanying international application for purposes of determining whether a license for foreign transmittal should and could be granted and for other purposes, the following information is supplied. (Note: check as many boxes as apply):

- A. ☒ The invention disclosed was **not** made in the United States.
- B. ☒ There is no prior U.S. application relating to this invention.
- C. ☐ The following prior U.S. application(s) contain subject matter which is related to the invention disclosed in the attached international application. (NOTE: priority to these applications may or may not be claimed on form PCT/RO/101 (Request) and this listing does not constitute a claim for priority.)

application no.		filed on	
application no.		filed on	

- D. ☐ The present international application contains additional subject matter not found in the prior U.S. application(s) identified in paragraph C. above. The additional subject matter is found on pages  and ☐ DOES NOT ALTER ☐ MIGHT BE CONSIDERED TO ALTER the general nature of the invention in a manner which would require the U.S. application to have been made available for inspection by the appropriate defense agencies under 35 U.S.C. 181 and 37 CFR 5.1. See 37 CFR 5.15.

III. ☒ A Response to an Invitation from the RO/US. The following document(s) is (are) enclosed:

- A. ☐ A Request for An Extension of Time to File a Response
- B. ☐ A Power of Attorney (General or Regular)
- C. ☐ Replacement pages:

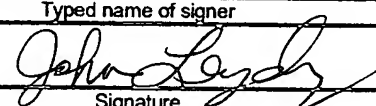
pages		of the request (PCT/RO/101)	pages		of the figures
pages		of the description	pages		of the abstract
pages		of the claims			

- D. ☐ Submission of Priority Documents

Priority document		Priority document	
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- E. ☒ Fees as specified on attached Fee Calculation sheet form PCT/RO/101 annex

IV. ☐ A Request for Rectification under PCT 91 ☐ A Petition ☐ A Sequence Listing DisketteV. ☒ Other (please specify): International Search Report

The person signing this form is the:	<input type="checkbox"/> Applicant	John Lezdey
	<input checked="" type="checkbox"/> Attorney/Agent (Reg. No.) 22735	Typed name of signer
	<input type="checkbox"/> Common Representative	
		Signature

PTO/SB/17 (12-04/2)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004.  
As pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).**FEE TRANSMITTAL**  
**For FY 2005****Complete if Known**

Application Number	10/528 286
Filing Date	
First Named Inventor	Dierks
Examiner Name	
Art Unit	
Attorney Docket No.	1440-39

☒ Applicant claims small entity status. See 37 CFR 1.27TOTAL AMOUNT OF PAYMENT (\$)  
565.00**METHOD OF PAYMENT (check all that apply)**☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify):☐ Deposit Account Deposit Account Number: 12-1217 Deposit Account Name: John Lezdevy

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☐ Credit any overpayments**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	500
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES**

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	Fee (\$)	Fee Paid (\$)
7	20 or HP = 0	x	= 0			
	HP = highest number of total claims paid for, if greater than 20.					

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
1	3 or HP = 0	x	= 0
	HP = highest number of independent claims paid for, if greater than 3.		

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
11	100 = 0	/ 50 = (round up to a whole number) x	= 0	

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)		Fees Paid (\$)
Other (e.g., late filing surcharge): Late filing declaration		65

**SUBMITTED BY**

Signature	John Lezdevy	Registration No. 22735	Telephone 727-539-0633
Name (Print/Type)	John Lezdevy		Date 2-11-2005

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

10/528286

DT15 Rec'd PCT/PTO 11 FEB 2005

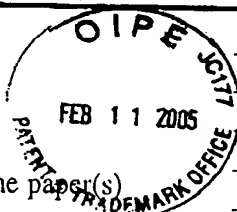
Serial No. Bauer DT07 Rec'd PCT/PTO 11 FEB 2005Docket No. 1440-39Matter: Dierks/HAYES Hybrid Optical DVD/CDHon. Commissioner of Patents  
and Trademarks:

Sir:

Please acknowledge receipt of the paper(s)  
noted hereon by stamping the date received  
and returning this card to the undersigned.

Respectfully,

JOHN LEZDEY AND ASSOCIATES



☒ Pat/TM Application  
☐ Sheets of Drawing  
☐ Specimens  
☒ Fees (\$ 565.00)  
☐ Amendment  
☒ Declaration + POA  
☐ Correspondence  
☐ Assignment  
☒ EXP. MAIL  
☒ TRANSMITTALS  
☒ ENT. SEARCH REPORT

10/528286

DT15 Rec'd PCT/PTO 11 FEB 2005

IN THE UNITED STATES PATENT AND TRADEMARKS OFFICE

Inventors: Dierks and Hayes  
Filed: Herewith  
For: Hybrid Optical Disc Utilizing a DVD and a CD Layer

Mail Stop - New Application - Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL

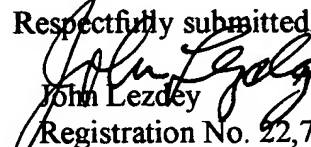
Dear Sir:

Please find enclosed for filing:

<input checked="" type="checkbox"/> New Int'l. Application	<input checked="" type="checkbox"/> Check in the Amount of \$565.00
<input checked="" type="checkbox"/> Letter & Fee Transmittal	<input checked="" type="checkbox"/> International Search Report
<input checked="" type="checkbox"/> Post Card	<input type="checkbox"/> Issue Fee Transmittal
<input checked="" type="checkbox"/> Certificate of Express Mail	<input checked="" type="checkbox"/> Declaration and POA

Date: February 11, 2005  
Docket No.: 1440-39

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING  
DEPOSITED WITH THE UNITED STATES POSTAL SERVICE  
AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO:  
COMMISSIONER OF PATENTS AND TRADEMARKS  
Alexandria, VA 22313-1450  
On February 11, 2005 Date of Deposit  
PRINT OR TYPE NAME OF PERSON SIGNING CERTIFICATE  
John Lezdey  
SIGNATURE OF PERSON SIGNING CERTIFICATE DATE

Respectfully submitted,  
  
John Lezdey  
Registration No. 22,735

JOHN LEZDEY & ASSOC.  
4625 East Bay Drive  
Suite 302  
Clearwater, FL 33764  
(727) 539-0633

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re: New Patent Application: HYBRID OPTICAL DISC etc...

First Named Inventor: Dierks

**CERTIFICATE OF EXPRESS MAIL**

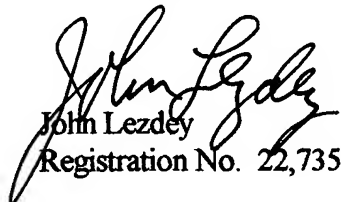
Mail Stop NEW APPLICATION - FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Hon. Commissioner:

I, John Lezdey, do hereby certify that the foregoing documents are being deposited with the United States Postal Service as Express Mail, postage prepaid, in an envelope to the Commissioner for Patents, Mail Stop New Application - Fee, P.O. Box 1450, Alexandria, VA 22313-1450, on this date of February 11, 2005.

Express Mail mailing: February 11, 2005  
Docket No.: 1440-39  
Express Mail Number: ED 317331305 US

Respectfully submitted,

  
John Lezdey  
Registration No. 22,735

John Lezdey & Associates  
4625 East Bay Drive  
Suite 302  
Clearwater, FL 33764  
(727) 539-0633